

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Julian Phillips	Team: Squad #6	CCRB Case #: 201801280	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 02/14/2018 7:18 PM, Thursday, 02/15/2018	Location of Incident: § 87(2)(b)	Precinct: 25	18 Mo. SOL 8/14/2019	EO SOL 8/14/2019	
Date/Time CV Reported Thu, 02/15/2018 1:43 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Thu, 02/15/2018 1:43 PM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. LT Flavio Rodriguez	00000	924407	HBM RT
2. POM Brian Raghoenathsingh	12105	956185	HBM RT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Alton Neil	15239	956127	HBM RT
2. POM Tanim Chowdhury	640	954643	HBM RT
3. LT Joel Ramirez	00000	942402	PSA 5
4. POM Carlos Arias	12253	955724	HBM RT
5. POF Stephanie Medina	13531	959811	PSA 5

Officer(s)	Allegation	Investigator Recommendation
A.LT Flavio Rodriguez	Abuse: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez stopped an individual.	
B.LT Flavio Rodriguez	Abuse: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez stopped § 87(2)(b)	
C.POM Brian Raghoenathsingh	Abuse: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Police Officer Brian Raghoenathsingh searched § 87(2)(b)	

Officer(s)	Allegation	Investigator Recommendation
D.LT Flavio Rodriguez	Force: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez used physical force against § 87(2)(b)	
E.LT Flavio Rodriguez	Force: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez used physical force against § 87(2)(b)	
F.LT Flavio Rodriguez	Discourtesy: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)	
G.LT Flavio Rodriguez	Discourtesy: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)	
H.LT Flavio Rodriguez	Abuse: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez refused to provide his shield number to § 87(2)(b)	
I.LT Flavio Rodriguez	Abuse: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez refused to provide his shield number to § 87(2)(b)	
J.LT Flavio Rodriguez	Force: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez struck § 87(2)(b) against a vehicle.	
K.LT Flavio Rodriguez	Force: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez used physical force against § 87(2)(b)	
L.LT Flavio Rodriguez	Abuse: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez threatened § 87(2)(b) with the use of force.	
M.LT Flavio Rodriguez	Abuse: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez threatened § 87(2)(b) with the use of force.	
N.LT Flavio Rodriguez	Off. Language: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez made remarks to § 87(2)(b) based upon race.	
O.LT Flavio Rodriguez	Off. Language: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez made remarks to § 87(2)(b) based upon race.	
P.LT Flavio Rodriguez	Discourtesy: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)	
Q.LT Flavio Rodriguez	Discourtesy: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)	
R.LT Flavio Rodriguez	Force: On February 14, 2018, at PSA 5 in Manhattan, Lieutenant Flavio Rodriguez used physical force against § 87(2)(b)	
S.POM Brian Raghoenathsingh	Abuse: On February 14, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh interfered with § 87(2)(b)'s use of a recording device.	

Officer(s)	Allegation	Investigator Recommendation
T.POM Brian Raghoenathsingh	Abuse: On February 14, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh searched § 87(2)(b) s recording device.	
U.POM Brian Raghoenathsingh	Abuse: On February 14, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh deleted information on § 87(2)(b) s electronic device	
V.LT Flavio Rodriguez	Discourtesy: On February 14, 2018, at PSA 5 in Manhattan, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)	
W.LT Flavio Rodriguez	Discourtesy: On February 14, 2018, at PSA 5 in Manhattan, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)	
X.POM Brian Raghoenathsingh	Abuse: On February 15, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh refused to provide his name to § 87(2)(b)	
Y.POM Brian Raghoenathsingh	Abuse: On February 15, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh refused to provide his shield number to § 87(2)(b)	
§ 87(4-b), § 87(2)(g)		
§ 87(4-b), § 87(2)(g)		

Case Summary

On February 15, 2018, § 87(2)(b) filed this complaint with the CCRB via telephone. § 87(2)(b) did not witness the incident. Later on February 15, 2018, § 87(2)(b) and § 87(2)(b) filed a duplicate complaint with the NYPD's Internal Affairs Bureau via telephone, generating the original log number 2018-06486. On February 16, 2018, § 87(2)(b) filed a duplicate complaint with the CCRB via telephone. On February 17, 2018, § 87(2)(b) filed a duplicate complaint with the CCRB via the call processing system. § 87(2)(b) did not witness the incident. On February 20, 2018, § 87(2)(b) filed a duplicate complaint with the CCRB via the call processing system.

On February 14, 2018, at approximately 7:18 p.m., in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez of the Housing Borough Manhattan Response Team (HBMRT), accompanied by Police Officer Brian Raghoenathsingh of the HBMRT, stopped § 87(2)(b) and § 87(2)(b) known only as "§ 87(2)(b) (**Allegations A and B: Abuse of Authority, § 87(2)(g)**). PO Raghoenathsingh allegedly searched § 87(2)(b) (**Allegation C: Abuse of Authority, § 87(2)(g)**). Lt. Rodriguez allegedly shoved § 87(2)(b) backwards (**Allegation D: Force, § 87(2)(g)**). Lt. Rodriguez repeatedly shoved § 87(2)(b) backwards and allegedly addressed § 87(2)(b) as "Fat Boy" (**Allegation E: Force, § 87(2)(g)**; **Allegation F: Discourtesy, § 87(2)(g)**). Lt. Rodriguez allegedly said to § 87(2)(b) and § 87(2)(b) "You little pieces of shit don't know who you are fucking with" (**Allegation G: Discourtesy, § 87(2)(g)**). § 87(2)(b) and § 87(2)(b) repeatedly asked Lt. Rodriguez for his shield number, and Lt. Rodriguez did not respond (**Allegations H and I: Abuse of Authority, § 87(2)(g)**). Lt. Rodriguez and PO Raghoenathsingh handcuffed § 87(2)(b) and § 87(2)(b). While placing § 87(2)(b) inside the police vehicle, Lt. Rodriguez allegedly struck § 87(2)(b)'s head against the vehicle and allegedly punched § 87(2)(b) in the face (**Allegations J and K: Force, § 87(2)(g)**). While driving to the PSA 5 stationhouse, Lt. Rodriguez allegedly made threatening remarks, used profanity, and addressed § 87(2)(b) and § 87(2)(b) as, "You niggas" (**Allegations L and M: Abuse of Authority, § 87(2)(g)**; **Allegations N and O: Offensive Language, § 87(2)(g)**; **Allegations P and Q: Discourtesy, § 87(2)(b)**). Upon arrival in the parking lot of the PSA 5 stationhouse, Lt. Rodriguez allegedly slapped § 87(2)(b), § 87(2)(g) in the face (**Allegation R: Force, § 87(2)(g)**). Inside the stationhouse, PO Raghoenathsingh allegedly removed § 87(2)(b)'s phone from his pocket, allegedly stopped an application that had been audio-recording the interaction, and allegedly deleted the relevant file (**Allegations S through U: Abuse of Authority, § 87(2)(g)**). Inside the holding cell area, Lt. Rodriguez allegedly used profanity in addressing § 87(2)(b) and § 87(2)(b) (**Allegations V and W: Discourtesy, § 87(2)(g)**). On February 15, 2018, § 87(2)(b) approached PO Raghoenathsingh inside PSA 5 and requested his name and shield number, which PO Raghoenathsingh allegedly failed to provide (**Allegations X and Y: Abuse of Authority, § 87(2)(g)**). § 87(4-b), § 87(2)(g)

§ 87(2)(b)

All charges against § 87(2)(b) and § 87(2)(b) for § 87(2)(b), § 87(2)(a) 160.50 were dismissed.

There was video footage of portions of this incident, which could not be embedded in this report due to the file size. The original footage can be located in Investigative Actions 70 and 124. Clips of the relevant portions of the video are located in Board Reviews 34-38, and summaries can be located in Investigative Actions 179 and 182.

Findings and Recommendations

Allegation (A) Abuse of Authority: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez stopped § 87(2)(b)

Allegation (B) Abuse of Authority: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez stopped § 87(2)(b)

§ 87(2)(b) stated (Board Review 01) that he was walking through the Wagner Houses with § 87(2)(b) named § 87(2)(b) § 87(2)(b) and § 87(2)(b). They were talking and listening to music, and sat briefly in a garden area, but never made any physical contact. § 87(2)(b) was carrying a backpack. § 87(2)(b) observed a marked police vehicle driving behind them. They all stepped to the side in order to enable the police vehicle to pass, with § 87(2)(b) and § 87(2)(b) stepping to one side and § 87(2)(b) and § 87(2)(b) stepping to the other side. They all remained in this position for approximately thirty seconds without interacting with the officers in the vehicle; when the vehicle did not pass, they continued walking forwards. PO Raghoenathsingh and Lt. Rodriguez exited the vehicle. Lt. Rodriguez seized hold of § 87(2)(b) and passed § 87(2)(b) to PO Raghoenathsingh.

§ 87(2)(g)

§ 87(2)(b) added that, when the group resumed walking forward after waiting for the vehicle to pass, § 87(2)(b) walked at a higher rate of speed than the others.

§ 87(2)(b) who declined to provide a sworn statement, provided a brief telephone statement about the incident (Board Review 03). § 87(2)(b) reported that PO Raghoenathsingh seized hold of his book bag and asked him where he was coming from.

The investigation was unable to establish contact with § 87(2)(b) or § 87(2)(b).

PO Raghoenathsingh testified (Board Review 04) that Lt. Rodriguez had informed him that there was a large group of individuals, some from the Chico Gang, were filming a music video in the Wagner Houses. Members of the Chico Gang were known to conceal firearms in book bags. PO Raghoenathsingh was on patrol in the Wagner Houses with Lt. Rodriguez when he observed § 87(2)(b) § 87(2)(b) and § 87(2)(b). PO Raghoenathsingh assessed that the individuals were “acting kind of suspicious” based on the following factors: they were walking together as a group, they looked back at the officers as they walked forward, they reached for their waistband areas, and § 87(2)(b) and § 87(2)(b) were tightly gripping book bags. PO Raghoenathsingh did not recognize anyone in the group or have any indication that they were members of the Chico Gang. Lt. Rodriguez directed PO Raghoenathsingh to approach § 87(2)(b) and § 87(2)(b) and inquire if they had any information about the individuals reported to have been filming a music video. PO Raghoenathsingh approached § 87(2)(b) and § 87(2)(b) and asked them, “What’s going on?” and if they had any other

information. PO Raghoenathsingh did not ask § 87(2)(b) and § 87(2)(b) any other questions, did not recall making any physical contact with them, and stated that he did not consider them to be detained at any point.

PO Raghoenathsingh noted in his memo book (Board Review 05) that the individuals were “acting tumultuously and furtive movements” and were “[f]itting descriptions of Chico Gang affiliates who were with them earlier shooting a music video along with others. Advised there may be guns.” PO Raghoenathsingh clarified in his interview that, by “acting tumultuously,” he had been referring to the behavior of § 87(2)(b) and § 87(2)(b) following the stop of § 87(2)(b) and § 87(2)(b).

Lt. Rodriguez testified (Board Review 06) that he was informed by Captain Yaktally of PSA 5 that members of the Chico Gang were present for a music video shoot occurring in the Wagner Houses. In Lt. Rodriguez’s experience, members of the Chico Gang typically travelled in groups with a single weapon carried by the youngest member. Lt. Rodriguez was on patrol with PO Raghoenathsingh when he observed § 87(2)(b) § 87(2)(b) accompanied by multiple unidentified individuals, pushing each other and running back and forth, behavior that Lt. Rodriguez assessed to be indicative of either fighting or playing. Lt. Rodriguez decided to approach the group to investigate further. The officers drove up behind the individuals. The individuals looked back at the officer’s vehicle and stepped to the side, with § 87(2)(b) and § 87(2)(b) stepping to one side and § 87(2)(b) and the other individuals stepping to the other side. The following factors caused Lt. Rodriguez to suspect that the individuals may have been members of the Chico Gang: § 87(2)(b) and § 87(2)(b) were both carrying book bags despite the fact that it was long after the end of the school day, § 87(2)(b) and § 87(2)(b) appeared to be younger than § 87(2)(b) and § 87(2)(b) and Lt. Rodriguez did not recognize any of the individuals as residents of the Wagner Houses. From within their vehicle, PO Raghoenathsingh and Lt. Rodriguez asked § 87(2)(b) and § 87(2)(b) if they were okay, what they were doing, and where they were from. § 87(2)(b) and § 87(2)(b) looked at one another and at § 87(2)(b) and § 87(2)(b) which indicated to Lt. Rodriguez that they were nervous. § 87(2)(b) and § 87(2)(b) further stated that they had been playing basketball. Because they were wearing street clothes and were not carrying a basketball, Lt. Rodriguez assessed that § 87(2)(b) and § 87(2)(b) were lying. The officers exited the vehicle to continue to speak to § 87(2)(b) and § 87(2)(b) and § 87(2)(b) and § 87(2)(b) yelled that § 87(2)(b) and § 87(2)(b) should not cooperate with the officers and should run away. Based on his observations of the individuals up to this point, Lt. Rodriguez suspected § 87(2)(b) and § 87(2)(b) of criminal possession of a weapon and determined them to be temporarily detained for the purpose of further investigation.

Partial video footage of this portion of the incident was obtained, from 7:18:57 through 7:19:18 (Board Review 34), from 7:20:14 through 7:20:45 (Board Review 35), and from 7:20:47 through 7:21:11 (Board Review 36). The first clip of footage shows § 87(2)(b) § 87(2)(b) and several unidentified individuals walking through a garden and along the walkway inside a housing complex. The footage does not show the individuals pushing or making any other physical contact. Following a 54 second gap, the footage shows § 87(2)(b) § 87(2)(b) and a fifth individual stop walking as PO Raghoenathsingh and Lt. Rodriguez’s vehicle pulls up behind them, and remain for 12 seconds before continuing

to walk forward. The footage then shows PO Raghoenathsingh and Lt. Rodriguez exiting their vehicle and walking behind the individuals. Following a two-second gap, the third clip shows PO Raghoenathsingh and Lt. Rodriguez walking behind the individuals, several of whom look back at the officers. PO Raghoenathsingh jogs behind § 87(2)(b) and § 87(2)(b) seizes hold of them, and presses them against a fence.

Courts have long held, as in People v. Clermont, 133 A.D.3d 612 (2015) (Board Review 07), that an officer may stop an individual based on reasonable suspicion that an individual is committing, has committed, or is about to commit a crime. In People v. Clermont, the court held that otherwise innocuous actions, in conjunction with an officer's knowledge of gang activity in the vicinity, did not constitute specific circumstances indicative of criminal activity so as to establish reasonable suspicion.

Lt. Rodriguez reported that he suspected § 87(2)(b) and § 87(2)(b) of criminal possession of a weapon based on his prior knowledge of gang activity in the Wagner Houses, his initial observations of their age and the fact that they were carrying book bags, and the statements they and their companions made when the officers first approached. § 87(2)(g)

§ 87(2)(g)

Allegation (C) Abuse of Authority: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Police Officer Brian Raghoenathsingh searched § 87(2)(b)

Both § 87(2)(b) and § 87(2)(b) testified that, after the initial stop, they did not observe any further interaction between PO Raghoenathsingh and § 87(2)(b) or § 87(2)(b)

§ 87(2)(b) reported that, after stopping him, PO Raghoenathsingh searched his pockets and book bag.

Video footage does not capture any interaction between PO Raghoenathsingh and § 87(2)(b) or § 87(2)(b) after PO Raghoenathsingh stopped them.

PO Raghoenathsingh testified that he did not recall making any physical contact with § 87(2)(b) or § 87(2)(b). Lt. Rodriguez did not testify that PO Raghoenathsingh searched § 87(2)(b)

§ 87(2)(g)

Allegation (D) Force: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez used physical force against § 87(2)(b)

Allegation (E) Force: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez used physical force against § 87(2)(b)

§ 87(2)(b) testified that, after PO Raghoenathsingh stopped § 87(2)(b) and § 87(2)(b) he and § 87(2)(b) asked Lt. Rodriguez why their friends had been stopped. Lt. Rodriguez approached § 87(2)(b) placed both hands on his chest, and repeatedly shoved him. § 87(2)(b) did not move backwards in response to being shoved. § 87(2)(b) stretched his arm between Lt. Rodriguez and § 87(2)(b) without making contact with Lt. Rodriguez. Lt. Rodriguez placed two hands on § 87(2)(b)'s chest and shoved him twice. Lt. Rodriguez then shoved § 87(2)(b) an additional time in the same manner.

§ 87(2)(b) testified that, after PO Raghoenathsingh stopped § 87(2)(b) and § 87(2)(b) § 87(2)(b) approached PO Raghoenathsingh and advised him to calm down. Lt. Rodriguez immediately placed two hands on § 87(2)(b)'s chest and shoved, prompting § 87(2)(b) to step back two feet. Approximately thirty seconds later, Lt. Rodriguez shoved § 87(2)(b) a second time in the same manner. § 87(2)(b) denied that Lt. Rodriguez ever made physical contact with § 87(2)(b)

§ 87(2)(b) did not report that Lt. Rodriguez pushed either § 87(2)(b) or § 87(2)(b)

PO Raghoenathsingh testified that, while he was speaking to § 87(2)(b) and § 87(2)(b) and § 87(2)(b) began to yell profanity, clenched their hands into fists, and approached Lt. Rodriguez, standing approximately six inches in front of him. Lt. Rodriguez verbally commanded § 87(2)(b) and § 87(2)(b) to step back multiple times, but § 87(2)(b) and § 87(2)(b) did not comply. Approximately five people gathered at the location. PO Raghoenathsingh denied seeing Lt. Rodriguez shove § 87(2)(b) or § 87(2)(b) backwards, although he stated that he did see Lt. Rodriguez use his hands to gesture for them to move back. PO Raghoenathsingh turned his back for part of the interaction between Lt. Rodriguez, § 87(2)(b) and § 87(2)(b) in order to speak to § 87(2)(b) and § 87(2)(b)

PO Raghoenathsingh noted in his memo book that, "Upon being asked to disperse, perps surrounded officers. Perps started to yell profanity causing public alarm. Defendants were acting belligerently and caused officers to fear their safety. Disobeyed lawful orders." PO Raghoenathsingh further noted that "Defts surrounded officers. Told to leave and told to get back. Refused to. Kept approaching after given 2 to 3 times lawful orders to leave. Created a scene. Threatening behaviors."

Lt. Rodriguez testified that, after he and PO Raghoenathsingh exited their vehicle and continued speaking to § 87(2)(b) and § 87(2)(b) accompanied by multiple other individuals rapidly walked towards the officers until they reached a distance of approximately five to six feet. § 87(2)(b) and § 87(2)(b) stated that the officers had no right to stop § 87(2)(b) and § 87(2)(b) and § 87(2)(b) yelled that § 87(2)(b) and § 87(2)(b) should not cooperate with the officers. This distracted

§ 87(2)(b) and § 87(2)(b) impeding PO Raghoenathsingh and Lt. Rodriguez's ability to question them. Lt. Rodriguez considered the proximity of § 87(2)(b) and the other individuals to constitute a safety threat because the civilians outnumbered the officers on scene. Lt. Rodriguez repeatedly ordered the individuals to step back, and all of them complied with the exception of § 87(2)(b). Lt. Rodriguez grasped hold of § 87(2)(b)'s arm and escorted him several feet away from PO Raghoenathsingh. Lt. Rodriguez walked back towards PO Raghoenathsingh, and § 87(2)(b) followed him. Lt. Rodriguez denied ever shoving § 87(2)(b). Lt. Rodriguez did not recall § 87(2)(b) and § 87(2)(b) yelling profanity, and he did not recall any passerby stopping to watch the scene.

The Criminal Court Complaint prepared for the arrests of § 87(2)(b) and § 87(2)(b) signed by Lt. Rodriguez and dated § 87(2)(b) (Board Review 08), states that Lt. Rodriguez "§ 87(2)(b), § 87(2)(a) 160.50

§ 87(2)(b) When shown this document, Lt. Rodriguez stated that it had been prepared by an Assistant District Attorney and, although he did not recall § 87(2)(b) and § 87(2)(b) yelling profanity, the document may have described conduct that he had since forgotten.

The arrest reports of § 87(2)(b) (Board Review 09) and § 87(2)(b) (Board Review 10) were prepared by Police Officer Alton Neil of the HBMRT. The arrest reports state that PO Neil "§ 87(2)(b), § 87(2)(a) 160.50

§ 87(2)(b) When shown the arrest report for § 87(2)(b) Lt. Rodriguez stated that, although he did not recall § 87(2)(b) and § 87(2)(b) surrounding the police vehicle, it may have described conduct that he had since forgotten.

Video footage captures the interaction between Lt. Rodriguez, § 87(2)(b) and § 87(2)(b) for 22 continuous seconds following PO Raghoenathsingh's stop of § 87(2)(b) and § 87(2)(b) (Board Review 36). This timespan captures the period when both § 87(2)(b) and § 87(2)(b) alleged that Lt. Rodriguez shoved them. The footage shows § 87(2)(b) walking several paces towards PO Raghoenathsingh before stopping approximately five feet behind him. Lt. Rodriguez immediately approaches § 87(2)(b) and shoves him twice with one hand, prompting § 87(2)(b) to move several paces back. Lt. Rodriguez then points forward and immediately grasps hold of § 87(2)(b) and pulls him several additional paces before shoving forward. § 87(2)(b) moves several paces forward, and Lt. Rodriguez shoves him a final time with two hands. The footage does not capture Lt. Rodriguez shoving or otherwise interacting with § 87(2)(b). The footage shows multiple passerby walking in the vicinity, but does not show anyone stopping to observe the situation. When shown this video footage, PO Raghoenathsingh and Lt. Rodriguez both stated that it did not refresh any independent recollection of Lt. Rodriguez shoving § 87(2)(b) § 87(2)(b).

NYPD Patrol Guide, Procedure 221-01 (Board Review 11), states that force used by NYPD officers must be “reasonable under the circumstances.” The Procedure continues that the reasonableness of force should be assessed, in part, by the “[a]ctions taken by the subject,” “[d]uration of the action,” “[n]umber of subjects in comparison to the number of MOS,” and “[s]ize, age, and condition of the subject in comparison to the MOS.”

§ 87(2)(g)

§ 87(2)(g)

Allegation (F) Discourtesy: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)

Allegation (G) Discourtesy: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)

§ 87(2)(b) testified that, while Lt. Rodriguez was shoving § 87(2)(b) backwards, Lt. Rodriguez repeatedly addressed § 87(2)(b) as “Fat Ass,” “Fat Fuck,” and “Fat Boy.” § 87(2)(b) testified that, while Lt. Rodriguez was shoving him backwards, Lt. Rodriguez addressed him as “Fat Boy.” § 87(2)(b) further stated that, shortly thereafter, Lt. Rodriguez said to him and § 87(2)(b) “You little pieces of shit don’t know who you are fucking with.” § 87(2)(b) reported that, while interacting with § 87(2)(b) Lt. Rodriguez addressed § 87(2)(b) as “Fat Boy.”

PO Raghoenathsingh testified that he did not recall Lt. Rodriguez making reference to § 87(2)(b)s weight, including addressing him as “Fat Ass,” “Fat Fuck,” or “Fat Boy,” and denied that Lt. Rodriguez said, “You little pieces of shit don’t know who you are fucking with.”

Lt. Rodriguez denied addressing § 87(2)(b) as “Fat Ass,” “Fat Fuck,” or “Fat Boy.” Lt. Rodriguez denied ever saying, “You little pieces of shit don’t know who you are fucking with” or using any other profanity in speaking to § 87(2)(b) and § 87(2)(b)

§ 87(2)(g)

Allegation (H) Abuse of Authority: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez refused to provide his shield number to § 87(2)(b)

Allegation (I) Abuse of Authority: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez refused to provide his shield number to § 87(2)(b)

§ 87(2)(b) testified that, while Lt. Rodriguez was interacting with § 87(2)(b) he repeatedly asked Lt. Rodriguez for his shield number. § 87(2)(b) reported that, while he initially also asked Lt. Rodriguez for his name, he quickly read Lt. Rodriguez's surname off of his badge and began addressing him as "Officer Rodriguez." § 87(2)(b) testified that, while he was interacting with Lt. Rodriguez, he repeatedly asked Lt. Rodriguez for his shield number. § 87(2)(b) reported that, while he initially also asked Lt. Rodriguez for his name, he quickly learned Lt. Rodriguez's surname upon hearing § 87(2)(b) use it. § 87(2)(b) further reported that § 87(2)(b) also asked Lt. Rodriguez for his shield number. Lt. Rodriguez did not respond verbally to § 87(2)(b) or § 87(2)(b)'s requests for his shield number.

§ 87(2)(b) reported that § 87(2)(b) asked Lt. Rodriguez for his shield number, but Lt. Rodriguez did not reply.

PO Raghoenathsingh testified that he did not believe that either § 87(2)(b) or § 87(2)(b) ever asked Lt. Rodriguez for any identifying information. Lt. Rodriguez testified that he did not recall either § 87(2)(b) or § 87(2)(b) ever asking him for his identifying information. Lt. Rodriguez further testified that, at some point in the incident, he explained to § 87(2)(b) and § 87(2)(b) that he did not have a shield number.

NYPD Patrol Guide, Procedure 203-09 (Board Review 12), states that an officer must "state [his] rank, name, shield number and command, or otherwise provide them, to anyone who requests him to do so." Procedure 203-05 (Board Review 13) notes, however, that Lieutenants are not assigned shield numbers.

§ 87(2)(g)

Allegation (J) Force: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez struck § 87(2)(b) against a vehicle.

Allegation (K) Force: On February 14, 2018, in the vicinity of § 87(2)(b) in Manhattan, Lieutenant Flavio Rodriguez used physical force against § 87(2)(b)

§ 87(2)(b) testified that Lt. Rodriguez handcuffed § 87(2)(b) and that § 87(2)(b) was handcuffed soon after. As § 87(2)(b) was entering the vehicle, Lt. Rodriguez abruptly shoved him, causing § 87(2)(b)'s head to strike the doorframe of the vehicle. Lt. Rodriguez then punched § 87(2)(b) on his left eye, grasped hold of his ponytail, and then punched him two additional times at his left jaw and right eye. § 87(2)(b) sustained swelling and a contusion to his face, but never sought medical treatment.

§ 87(2)(b) testified that, after placing § 87(2)(b) in the vehicle, Lt. Rodriguez grasped hold of § 87(2)(b)'s ponytail and struck him in the face a total of four times with both an open hand and a closed fist, striking both eyes. § 87(2)(b) denied that § 87(2)(b)'s head struck the door frame of the vehicle, but reported that § 87(2)(b)'s head struck the interior partition of the vehicle while Lt. Rodriguez was striking him.

§ 87(2)(b) reported that, after Lt. Rodriguez placed § 87(2)(b) inside the police vehicle, Lt. Rodriguez punched § 87(2)(b) in the face two times. § 87(2)(b) did not report that § 87(2)(b)'s head struck the vehicle.

§ 87(2)(b) who was lodged in a holding cell at the PSA 5 stationhouse at the time that § 87(2)(b) and § 87(2)(b) were arrested, provided a brief telephone statement before being deemed uncooperative (Board Review 14). § 87(2)(b) reported retaining very little memory of § 87(2)(b) and § 87(2)(b) but recalled § 87(2)(b) complaining that an officer had pulled his hair.

PO Raghoenathsingh testified that he did not see § 87(2)(b)'s head strike the police vehicle while Lt. Rodriguez was placing him inside, testified that he did not see Lt. Rodriguez pull § 87(2)(b)'s hair, and denied that Lt. Rodriguez punched § 87(2)(b) in the face. PO Raghoenathsingh noted that § 87(2)(b) subsequently began to complain of an issue with his head while at the PSA 5 stationhouse.

Lt. Rodriguez testified that § 87(2)(b) stiffened his body but did not otherwise resist being handcuffed, and stated that he did not recall § 87(2)(b) resisting being placed in the police vehicle. Lt. Rodriguez did not recall § 87(2)(b)'s head striking the police vehicle, and denied pulling § 87(2)(b)'s hair or punching him in the face.

Video footage (Board Review 37) records the officers handcuffing § 87(2)(b) and placing him inside the police vehicle; however, the footage is extremely blurry, apparently due to a camera issue. The footage shows Lt. Rodriguez placing § 87(2)(b) inside the vehicle and standing beside the open door for approximately fifteen seconds; however, due to the low quality of the footage, it is impossible to see what actions Lt. Rodriguez is taking at this time.

§ 87(2)(b) furnished photographs of § 87(2)(b) purportedly taken immediately after § 87(2)(b)'s release on February 15, 2018 (Board Review 15). The photographs appear to show minor swelling below § 87(2)(b)'s right eye.

No medical treatment of prisoner form was completed for § 87(2)(b). The Command Log entry prepared by Lt. Rodriguez logging the arrest of § 87(2)(b) (Board Review 40) records his condition as “app[arently] normal.”

§ 87(2)(g)

Allegation (L) Abuse of Authority: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez threatened § 87(2)(b) with the use of force.

Allegation (M) Abuse of Authority: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez threatened § 87(2)(b) with the use of force.

Allegation (N) Offensive Language: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez made remarks to § 87(2)(b) based upon race.

Allegation (O) Offensive Language: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez made remarks to § 87(2)(b) based upon race.

Allegation (P) Discourtesy: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b).

Allegation (Q) Discourtesy: On February 14, 2018, inside a police vehicle, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b).

§ 87(2)(b) testified that, while PO Raghoenathsingh and Lt. Rodriguez drove him and § 87(2)(b) to the PSA 5 stationhouse, Lt. Rodriguez made the following discourteous, offensive, or threatening statements: “I’ll stop the car and beat the shit out of you,” “You little niggas think you all tough,” and “I don’t play that fucking badge number shit. Don’t ever ask me for my fucking badge number.” § 87(2)(b) further alleged that, as Lt. Rodriguez was escorting § 87(2)(b) and § 87(2)(b) into the stationhouse, Lt. Rodriguez said, “If you ever disrespect me again, I’m going to put your head in a fucking toilet.”

§ 87(2)(b) testified that, while PO Raghoenathsingh and Lt. Rodriguez drove him and § 87(2)(b) to the PSA 5 stationhouse, Lt. Rodriguez made the following discourteous or threatening statements: “You little pieces of shit don’t know what you are doing,” “If you keep on talking, I’m going to stop the car and I’m going to give you something,” “If you all keep on talking, I’m going to stick your heads in a dirty toilet,” and “I’ve dealt with bigger pieces of shit than you all.” § 87(2)(b) denied that Lt. Rodriguez ever used the word, “nigger.”

PO Raghoenathsingh testified that, during the drive to the PSA 5 stationhouse, Lt. Rodriguez made a personal telephone call and § 87(2)(b) and § 87(2)(b) quietly spoke to one another in the back seat of the vehicle. PO Raghoenathsingh denied that Lt. Rodriguez made any of the discourteous, offensive, or threatening

statements alleged by either § 87(2)(b) or § 87(2)(b) and further denied him ever using the word, “shit, ever using the word, “nigger,” ever threatening to stop the vehicle, or ever threatening to put § 87(2)(b) and § 87(2)(b) s heads in a toilet.

Lt. Rodriguez testified that, during the drive to the PSA 5 stationhouse, he did not recall speaking to § 87(2)(b) and § 87(2)(b). Lt. Rodriguez denied using any profanity in speaking to § 87(2)(b) and § 87(2)(b) at any point, denied issuing any warnings or threats to § 87(2)(b) and § 87(2)(b) and denied making any reference to a toilet. Lt. Rodriguez specifically denied making any of the discourteous, offensive, or threatening statements alleged by § 87(2)(b) and § 87(2)(b).

§ 87(2)(g)

Allegation (R) Force: On February 14, 2018, at PSA 5 in Manhattan, Lieutenant Flavio Rodriguez used physical force against § 87(2)(b)

§ 87(2)(b) testified that, upon arrival in the parking lot of the PSA 5 stationhouse, Lt. Rodriguez ordered § 87(2)(b) to exit the vehicle. § 87(2)(b) swung his legs out of the open door of the vehicle and leaned forward. Lt. Rodriguez slapped § 87(2)(b) on the left side of his face.

§ 87(2)(b) testified that, after Lt. Rodriguez ordered him to exit the vehicle, he swung his legs through the open door and leaned forward. Lt. Rodriguez then pulled § 87(2)(b) s hair and slapped him in the middle of his face. § 87(2)(b) reported that he sustained soreness to his nose, but did not seek any medical treatment.

§ 87(2)(b) reported that, although he had very little memory of § 87(2)(b) and § 87(2)(b) he recalled § 87(2)(b) complaining that an officer had slapped him.

PO Raghoenathsingh testified that Lt. Rodriguez removed § 87(2)(b) from the police vehicle in the parking lot of the PSA 5 stationhouse, but denied that Lt. Rodriguez slapped § 87(2)(b) or pulled his hair.

Lt. Rodriguez testified that he did not recall if he removed § 87(2)(b) from the police vehicle, and he did not recall if § 87(2)(b) resisted being removed from the vehicle. Lt. Rodriguez denied that he slapped § 87(2)(b) or pulled his hair.

No video footage was obtained of § 87(2)(b) and § 87(2)(b) exiting the police vehicle in the PSA 5 parking lot.

§ 87(2)(g)

Allegation (S) Abuse of Authority: On February 14, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh interfered with § 87(2)(b)'s use of a recording device.

Allegation (T) Abuse of Authority: On February 14, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh searched § 87(2)(b)'s recording device.

Allegation (U) Abuse of Authority: On February 14, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh deleted information on § 87(2)(b)'s electronic device.

An attorney was consulted for these allegations.

§ 87(2)(b) testified that, while he was handcuffed in the rear of the police vehicle, he reached into his pocket, removed his phone, activated a recording application, and returned the phone to his pocket. At the main desk of the stationhouse, PO Raghoenathsingh removed § 87(2)(b)'s phone from his pocket and placed it on the desk. Upon seeing that the recording application was active, PO Raghoenathsingh tapped a red digital "button" on the screen of the phone to stop the recording, clicked a second digital "button" to open the phone's Gallery application, and deleted the file that had just been recorded.

§ 87(2)(b) testified that, while he and § 87(2)(b) were handcuffed in the rear of the police vehicle, § 87(2)(b) reached into his pocket, removed his mobile phone, and activated a recording application. At the main desk, PO Raghoenathsingh removed § 87(2)(b)'s phone from his pocket and placed it on the desk. Upon seeing that the recording application was active, PO Raghoenathsingh tapped a digital "button" on the screen of the phone to stop the recording. § 87(2)(b) subsequently informed § 87(2)(b) that PO Raghoenathsingh had also deleted the file that had just been recorded, but § 87(2)(b) did not witness this himself.

PO Raghoenathsingh testified that, while § 87(2)(b) was in front of the main desk, he removed a marijuana cigarette and a mobile phone from § 87(2)(b)'s person. PO Raghoenathsingh did not recall § 87(2)(b) ever attempting to record inside the stationhouse. PO Raghoenathsingh denied stopping a recording application on § 87(2)(b)'s phone, and he further denied deleting a file from § 87(2)(b)'s phone.

Police Officer Tanim Chowdhury of the HBMRT testified (Board Review 16) that he was not in the vicinity of the main desk of the PSA 5 stationhouse at the time that § 87(2)(b) and § 87(2)(b) were brought before the desk, and denied seeing any officer handle § 87(2)(b)'s mobile phone at any point.

Police Officer Stephanie Medina of PSA 5, who was assigned as the Telephone Switchboard Operator at the time of this incident, testified (Board Review 17) that she had no memory of § 87(2)(b) and § 87(2)(b) and specifically denied witnessing PO Raghoenathsingh handle § 87(2)(b)'s mobile phone.

PO Neil testified (Board Review 18) that, upon his arrival at the PSA 5 stationhouse at the time of the incident, § 87(2)(b) and § 87(2)(b) were in front of the main desk accompanied by PO Raghoenathsingh. PO Neil did not witness any property being removed from § 87(2)(b)'s person, and he did not see PO Raghaeonaethsingh stop a recording application or delete a file on § 87(2)(b)'s phone.

Lieutenant Joel Ramirez of PSA 5 testified (Board Review 19) that he was not in the vicinity of the main desk at the time that § 87(2)(b) and § 87(2)(b) were searched, and stated that he was not aware of any officer deleting a recording from § 87(2)(b)'s mobile phone.

Lt. Rodriguez testified that, upon arrival at the stationhouse, he prepared paperwork at the main desk while PO Raghoenathsingh searched § 87(2)(b) and § 87(2)(b)'s pockets. Lt. Rodriguez stated that he was not aware of PO Raghoenathsingh stopping a recording application or deleting a file on § 87(2)(b)'s phone.

NYPD Legal Bureau Bulletin 46.2 (May 2016) (Board Review 20), which was in effect on the date of this incident, states that “Individuals have a right to lawfully record police activity including, but not limited to, detentions, searches arrests, or uses of force. This right attends to individuals in both public places, such as streets, sidewalks, and parks, *and* private property such as a building, lobby, workplace, or an individual’s own property.” The Bulletin further notes that officers should under no circumstances “[d]elete any pictures or videos from the observer’s camera.” The Bulletin does not forbid civilians from recording in NYPD facilities.

§ 87(2)(g)
§ 87(2)(g)
§ 87(2)(g)
§ 87(2)(g)

Allegation (V) Discourtesy: On February 14, 2018, at PSA 5 in Manhattan, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)

Allegation (W) Discourtesy: On February 14, 2018, at PSA 5 in Manhattan, Lieutenant Flavio Rodriguez spoke discourteously to § 87(2)(b)

§ 87(2)(b) testified that, while he and § 87(2)(b) were inside the holding cell area, Lt. Rodriguez said to them “Fuck you.” § 87(2)(b) testified that, while he and § 87(2)(b) were in the holding cell area, Lt. Rodriguez asked the other officers present to leave the room. Lt. Rodriguez said to § 87(2)(b) and § 87(2)(b) “I’ve handled bigger shit than you.” § 87(2)(b) reported that he had very little memory of § 87(2)(b) and § 87(2)(b) and did not recall them interacting with an officer matching Lt. Rodriguez’s description. § 87(2)(b) stated that an officer said “shut the fuck up” to § 87(2)(b) and § 87(2)(b) during a subsequent conversation about the individuals calling their parents, but did not recall officers using any other profanity.

Lt. Rodriguez testified that, while § 87(2)(b) and § 87(2)(b) were in the holding cell area, he approached them and calmly explained the reasons that he had stopped § 87(2)(b) and § 87(2)(b) informed them that they had been arrested because they had created a scene, and asked them to behave politely in interacting with their assigned arresting officer. Lt. Rodriguez did not recall directing other officers to leave the cell area to ensure privacy during this conversation. Lt. Rodriguez denied saying, “Fuck you” or “I’ve handled bigger shit than you” during this conversation.

PO Chowdhury testified that he did not recall Lt. Rodriguez interacting with § 87(2)(b) and § 87(2)(b) inside the holding cell area, and denied hearing Lt. Rodriguez say to § 87(2)(b) and § 87(2)(b) “Fuck you” and “I’ve handled bigger shit than you.”

PO Neil testified that Lt. Rodriguez spoke to § 87(2)(b) and § 87(2)(b) in the holding cell area, but he exited the holding cell area prior to this conversation. PO Neil denied hearing Lt. Rodriguez say “Fuck you,” “I’ve handled bigger shit than you,” or use any other profanity.

PO Raghoenathsingh testified that he did not recall Lt. Rodriguez speaking to § 87(2)(b) and § 87(2)(b) in the holding cell area and did not recall Lt. Rodriguez saying, “Fuck you” or “I’ve handled bigger shit than you” to the individuals.

Lt. Ramirez testified that he was not aware of Lt. Rodriguez speaking to § 87(2)(b) and § 87(2)(b) in the holding cell area and denied hearing Lt. Rodriguez say, “Fuck you” or “I’ve handled bigger shit than you” to the individuals.

Video footage (Board Review 38; Board Review 39) records § 87(2)(b) and § 87(2)(b) in the holding cell area with PO Chowdhury, PO Neil, PO Raghoenathsingh, and Lt. Ramirez. The footage, which does not include audio, shows Lt. Rodriguez entering the holding cell area, prompting the remaining officers to exit. Lt. Rodriguez closes the door of the holding cell area, begins speaking to § 87(2)(b) and § 87(2)(b) in an animated manner, looks at § 87(2)(b) and escorts § 87(2)(b) and § 87(2)(b) into an adjacent empty cell, where he continues to speak to them. Lt. Rodriguez has a visibly agitated expression on his face and repeatedly points his index finger at § 87(2)(b)’s face.

§ 87(2)(g)

Allegation (X) Abuse of Authority: On February 15, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh refused to provide his name to § 87(2)(b)

Allegation (Y) Abuse of Authority: On February 15, 2018, at PSA 5 in Manhattan, Police Officer Brian Raghoenathsingh refused to provide his shield number to § 87(2)(b)

§ 87(2)(b) testified that, on the date following his arrest, he accompanied his mother, § 87(2)(b) and his uncle, § 87(2)(b) to the PSA 5 stationhouse. PO Raghaeonaethsingh entered the stationhouse, and § 87(2)(b) repeatedly asked him for his name and shield number. PO Raghoenathsingh stated that he was busy and did not provide any identifying information to § 87(2)(b).

§ 87(2)(b) provided a telephone statement to the CCRB (Board Review 21). § 87(2)(b) reported that he did not hear any of the conversation between § 87(2)(b) and PO Raghoenathsingh.

§ 87(2)(b) who was ultimately deemed uncooperative with the investigation, provided a telephone statement to the CCRB (Board Review 22). § 87(2)(b) reported that, while PO Raghoenathsingh was escorting two prisoners into the stationhouse, she asked him for his name and shield number. PO Raghoenathsingh replied by stating that he was busy, and never provided any of his identifying information.

§ 87(2)(b) who had been apprehended by PO Raghoenathsingh in an unrelated incident on February 15, 2018, provided a telephone statement to the CCRB (Board Review 23). § 87(2)(b) reported that § 87(2)(b) and § 87(2)(b) were inside the stationhouse at the time that PO Raghoenathsingh escorted her inside, but she had very little memory of them. § 87(2)(b) reported that she believed that § 87(2)(b) attempted to speak to PO Raghoenathsingh and was informed that PO Raghoenathsingh was busy. § 87(2)(b) did not recall any other details about the interaction between § 87(2)(b) and PO Raghoenathsingh.

Police Officer Carlos Arias of the HBMRT testified (Board Review 24) that he did not recall any civilians attempting to speak to PO Raghoenathsingh as they were escorting two prisoners into the stationhouse.

PO Raghoenathsingh testified that, while he and PO Arias were escorting two prisoners into the stationhouse, he observed § 87(2)(b) and a group of his relatives speaking to one another and to officers. PO Raghoenathsingh did not recall anyone in § 87(2)(b)'s party attempting to speak to him, and he did not recall anyone asking him for his name or shield number.

§ 87(2)(g)

§ 87(4-b), § 87(2)(g)

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) (Board Review 25), § 87(2)(b) (Board Review 26), § 87(2)(b) (Board Review 27), or § 87(2)(b) (Board Review 28) has been a party.
- PO Raghoenathsingh has been a member of service for four years and has been a subject in four CCRB cases and eleven allegations, of which four were substantiated.
 - 201601113 involved substantiated allegations of a stop, question, frisk, and search against PO Raghoenathsingh. The Board recommended Command Discipline A and the NYPD imposed no disciplinary action.
 - § 87(2)(g)
- Lt. Rodriguez has been a member of service for 19 years and has been a subject in 13 cases and 28 allegations, none of which was substantiated.
 - 200410690 involved allegations that Lt. Rodriguez punched a male individual in the face while placing him under arrest, as well as addressing him with the word, “fuck.” These allegations were closed as complainant uncooperative.
 - 200613087 involved an allegation that Lt. Rodriguez punched a male individual in the face while placing him under arrest. This allegation was closed as exonerated.
 - 200900623 involved allegations that Lt. Rodriguez punched a female individual in the chest while placing her under arrest, as well as addressing her with the words, “nigger” and “fuck.” These allegations were closed as complainant uncooperative.
 - 200903946 involved an allegation that Lt. Rodriguez addressed a female individual with the word, “fuck” while he was effecting an arrest. This allegation was closed as complainant uncooperative.
 - 2010003603 involved an allegation that Lt. Rodriguez addressed a male individual with the word, “fuck.” This allegation was closed as unsubstantiated.
 - 201011952 involved an allegation that Lt. Rodriguez addressed a male individual with the word, “fuck.” This allegation was closed as complainant unavailable.
 - 201111280 involved an allegation that Lt. Rodriguez addressed a male individual with the word, “fuck.” This allegation was closed as complaint withdrawn.

Mediation, Civil and Criminal Histories

- This complaint was not suitable for mediation.
- As of June 15, 2018, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (Board Review 29).

- According to the Office of Court Administration (OCA), § 87(2)(b) has no history of convictions in New York City (Board Review 30).
- According to the Office of Court Administration (OCA), § 87(2)(b) has no history of convictions in New York City (Board Review 31).
- According to the Office of Court Administration (OCA), § 87(2)(b) has no history of convictions in New York City (Board Review 32).
- § 87(2)(b)

Squad No.: _____

Investigator:	_____	_____	_____
	Signature	Print Title & Name	Date

Squad Leader:	_____	_____	_____
	Signature	Print Title & Name	Date

Reviewer:	_____	_____	_____
	Signature	Print Title & Name	Date